

UNITED STATES DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

PATENT

In the application:

Application Number: 10/800,553

First Named Inventor: HE, Ting *et al.*

Filed: March 15, 2004

For: HOLDER FOR SAMPLE MATERIALS USED IN HIGH THROUGHPUT
PHYSICAL VAPOR DEPOSITION MATERIAL STUDIES

Group Art Unit: 1792
Examiner: KACKAR, RAM N

Attorney Docket Number: 3994994-149832 Confirmation Number: 9803

Filed on August 31, 2010 by EFS

Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

**RENEWED PETITION UNDER 37 CFR § 1.181
IN RESPONSE TO DECISION MAILED 7/19/2010
REQUEST FOR RECONSIDERATION**

Applicant respectfully requests reconsideration of the Petition filed under 37 CFR § 1.181 in the above-referenced application for the following reasons:

The application was held abandoned because the Office considered that the applicant failed to provide a replacement drawing sheet (October 14, 2009). Applicant timely filed a Petition under 37 CFR § 1.181, pointing out that Applicant had indeed filed a replacement drawing as required in the Notice of Allowability.

Applicant's Petition included reference to the replacement drawing filed by Applicant on April 30, 2009. The April 30, 2009 replacement drawing identified the "columnar structure maintaining the substrate electrode 46" and therefore met the sufficiency of reply for the corrected drawing requirement set out in the Notice of Allowability.

In June 2010, when the application had not issued, Applicant discussed the issue with the Examiner and understood from those conversations that Examiner required additional revisions to the drawings. The additional requirement was for identification of the void empty space in the column - not the "columnar structure maintaining the substrate electrode 46" - identified in the Notice of Allowability. In response to the Examiner's request, Applicant faxed a suggested correction on June 23, 2010 for review and a confirmation that the correct void space, identified as 103 in the submission, was properly identified. After no response was received, Applicant submitted the same suggestion using EFS on July 22, 2010. Although the Petition was denied on July 17, 2010, Applicant did not see the denial at the Secured Patent Application Information Retrieval site when the revised drawing with the correction adding 103 was submitted.

In that the correction/addition to the drawing required by the Notice of Allowability identifying the columnar structure had been timely made, the holding of abandonment was not proper and should be withdrawn. The additional requirement to identify a void space (rather than the columnar structure) was not explained or set out in the Notice of Allowability, hence, the holding of abandonment is not appropriate.

In order to expedite the application to issuance, Application is filing with this Renewed Petition, the replacement drawing sheet faxed to the Examiner on June 23, 2010 identifying the void space 103. Thus the electrode 46, the column 102, and the void 103 between the electrode and column are each identified.

Please amend the application to include the attached replacement drawing sheet.

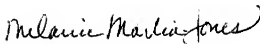
Conclusion

For the foregoing reasons, consideration of this Renewed Petition under 37 CFR § 1.181 is requested. Applicant requests that the Renewed Petition be granted and that the application be allowed and passed to issue.

Respectfully submitted,



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